

7jgmtwoh (7/12)

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF MISSOURI**

In Re: Doyce W Smith and Lilly L Smith
Debtor

Bankruptcy Case No.
11-62592-abf7

J. Kevin Checkett
Plaintiff(s)

Adversary Case No.
12-06036-abf

v.

Community West Bank
Defendant(s)

JUDGMENT

The issues of this proceeding having been duly considered by the Honorable Arthur B. Federman , United States Bankruptcy Judge, and a decision having been reached without trial or hearing.

IT IS ORDERED AND ADJUDGED: that the setoff of the Debtors CD pursuant the Guaranty was proper and, pursuant to 11 U.S.C. §§ 506 and 553, is not an avoidable preference. The Clerk of the Court is ORDERED to enter Judgment in favor of Defendant Community West Bank, with each party to bear its own costs



Ann Thompson
Court Executive

By: /s/ Dawn Evilsizer
Deputy Clerk

Date of issuance: 1/24/13

Court to serve